

RESOLUTION No. 2008-84-771

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, URGING THE UNITED STATES CONGRESS TO REINSTATE THE "SEMI-AUTOMATIC ASSAULT WEAPONS BAN"; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, on September 13, 1994, Congress passed a ten-year prohibition on the sale to civilians of certain semi-automatic "assault weapons" manufactured after the date of the ban's enactment, and

WHEREAS, the prohibition was signed into law by President Bill Clinton the same day ("Semi-automatic Assault Weapons Ban"), and

WHEREAS, the Semi-automatic Assault Weapons Ban expired on September 13, 2004, as part of the law's sunset provision, and

WHEREAS, the Semi-automatic Assault Weapons Ban classified nineteen various models of firearms, semi-automatic rifles, pistols, and shotguns as "assault weapons" due to having various combinations of features, and

WHEREAS, there is credible evidence that it has been easier for criminals to buy powerful firearms since the Federal Assault Weapons Ban expired two years ago, and

WHEREAS, in Florida and many other states, buyers can obtain guns through private sales without submitting to background checks, and

WHEREAS, it is of utmost importance that assault weapons not be utilized by the public, and that the ban that was previously in effect be reinstated, and

WHEREAS, the assault weapons outlined in the Federal Assault Weapons Ban are designed for military use, have no sporting purpose whatsoever, and are not necessary in order to protect the citizenry, and

WHEREAS, if the Federal Assault Weapons Ban is not reinstated, the danger that these weapons have posed against citizens throughout the country, will increase, and

WHEREAS, the City Council of the City of Miami Gardens would like to urge that the United States House of Representatives take immediate action to reinstate the Federal Assault Weapons Ban,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AS FOLLOWS:

Section 1. ADOPTION OF REPRESENTATIONS: The foregoing Whereas paragraphs are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Resolution.

Section 2. EXPRESSION OF SUPPORT: The City Council of the City of Miami Gardens hereby urges the United States Congress to reinstate the Federal Assault Weapons Ban forthwith.

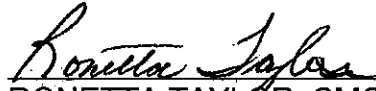
Section 3. INSTRUCTIONS TO THE CITY CLERK: The City Clerk is hereby instructed to send certified copies of this Resolution to those Representatives of the United States House of Representatives whose Districts include the City of Miami Gardens.

Section 4. EFFECTIVE DATE: This Resolution shall take effect immediately upon its final passage.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS AT ITS REGULAR MEETING HELD ON APRIL 9, 2008.


SHIRLEY GIBSON, MAYOR

ATTEST:


RONETTA TAYLOR, CMC, CITY CLERK

PREPARED BY: SONJA KNIGHTON DICKENS, ESQ.
City Attorney

SPONSORED BY: COUNCILMAN ANDRÉ WILLIAMS

MOVED BY: Councilman Gilbert
SECONDED BY: Councilwoman Pritchett

VOTE: 6-0

Mayor Shirley Gibson	<u>x</u> (Yes)	___ (No)
Vice Mayor Barbara Watson	<u>x</u> (Yes)	___ (No)
Councilman Melvin L. Bratton	<u>x</u> (Yes)	___ (No)
Councilman Oliver G. Gilbert	<u>x</u> (Yes)	___ (No)
Councilman Aaron Campbell Jr.	___ (Yes)	___ (No) Out of country
Councilwoman Sharon Pritchett	<u>x</u> (Yes)	___ (No)
Councilman André Williams	<u>x</u> (Yes)	___ (No)

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City of Miami Gardens

1515NW 167th Street
Bldg. 5, Suite 200
Miami Gardens, Florida 33169



Mayor Shirley Gibson
Vice Mayor Barbara Watson
Councilman Melvin L. Bratton
Councilman Aaron Campbell Jr.
Councilman Oliver Gilbert III
Councilwoman Sharon Pritchett
Councilman Andre Williams

Agenda Cover Page

Date: April 23, 2008

Fiscal Impact: No X Yes ☐

(If yes, explain in Staff Summary)

Funding Source:

Contract/P.O. Requirement: Yes ☐ No X ☒

Sponsor Name/Department:

Councilman André Williams

Public hearing ☐

Ordinance ☐

1st Reading ☐

Advertising requirement: Yes ☐ No X ☒

RFP/RFQ # _____

Quasi-Judicial ☐

Resolution X

2nd Reading ☐

Yes ☐ No X ☒

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, URGING THE UNITED STATES CONGRESS TO REINSTATE THE VIOLENT CRIME CONTROL AND LAW ENFORCEMENT ACT OF 1994, ALSO KNOWN AS THE "SEMI-AUTOMATIC ASSAULT WEAPONS BAN"; PROVIDING FOR INSTRUCTIONS TO THE CITY CLERK; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE.

Staff Summary

The Semi-automatic Assault Weapons Ban approved by Congress, expired on September 13, 2004, after being in effect for ten years. Nineteen weapons were classified as Assault Weapons in the Federal Assault Ban which were designed for military use and has no sporting purpose nor is it necessary in order to protect the citizens. In the three years since the ban, war on the streets have escalated while gangs and other criminals are able to pack more firepower that our local and state police. Without the ban's restrictions, it is extremely easy for anyone to purchase weapons without submitting to background checks in and out of the state of Florida, by doing it through a private sale.

In that respect, it is in the best interest of the residents and Police of City of Miami Gardens to reinstate the ban and to urge the Unites States Congress to reinstate the Federal Assault Weapons Ban.